

**BOARD DOCUMENT 10-01**

**STATE BOARD OF COSMETOLOGY EXAMINERS MEETING  
MONDAY, JANUARY 11, 2010, 10:00 A.M.  
INDIANA GOVERNMENT CENTER SOUTH, CONFERENCE ROOM #2  
402 W. WASHINGTON STREET, ROOM  
INDIANAPOLIS, IN 46204**

**MINUTES OF THE MEETING**

**BOARD MEMBERS PRESENT:**

David Demuth, President  
Diane Weisheit, Vice President  
Diana Bonn  
Elizabeth Lynch  
Dr. Rebecca Bushong

**STATE OFFICIALS PRESENT:**

Tracy Hicks, Board Director  
Tina Wiseley, Assistant Director  
Julie Alexander, Deputy Attorney General  
Natalie Stidd, Deputy Attorney General

**MINUTES TRANSCRIBED AND  
COMPILED BY:**

Tracy Hicks, Board Director

**MINUTE 10-01  
CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

The committee meeting was called to order at 10:00 a.m. by D. Demuth pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

**MINUTE 10-02  
ELECTION OF OFFICERS**

D. Bonn moved to elect D. Demuth as President, D. Weisheit as Vice President, and herself as Complaint Liaison for 2010. E. Lynch seconded the motion. Motion carried.

**MINUTE 10-03  
ADOPTION OF THE AGENDA**

D. Bonn moved to adopt the January 11, 2010 agenda as amended. E., Lynch seconded the motion. Motion carried.

**MINUTE 10-04  
ADOPTION OF THE MINUTES OF THE NOVEMBER 16, 2009 MEETING OF THE BOARD AS AMENDED**

D. Weisheit moved to approve the minutes of the November 16, 2009 meeting of the board as amended to indicate D. Weisheit called the meeting to order. D. Bonn seconded the motion. Motion carried.

**MINUTE 10-05  
ADMINISTRATIVE HEARING IN THE MATTER OF TUNG M. DO, MA20200249, SBCE 09-07**

The board conducted an administrative hearing in the matter of Tung M. Do, MA20200249, SBCE 09-07.

D. Weisheit moved to issue a Notice of Default in the matter of Tung M. Do, MA20200249, SBCE 09-07. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to revoke the license in the matter of Tung M. Do, MA20200249, SBCE 09-07 and require costs of the proceedings for both hearings. E. Lynch seconded the motion. Motion carried.

**MINUTE 10-06**

**ADMINISTRATIVE HEARING IN THE MATTER OF V-NAILS SALON & SPA, MA30700906, SBCE 09-22**

The board conducted an administrative hearing in the matter of V-Nails Salon & Spa, MA30700906, SBCE 09-22.

D. Weisheit moved to issue a default order in the matter of V-Nails Salon & Spa, MA30700906. D. Bonn seconded the motion. Motion carried.

The State moved to amend the complaint filed September 14, 2009 to change paragraph 4, 8, and 10 to change fungus to infection.

D. Bonn moved to grant the motion. D. Weisheit seconded the motion. Motion carried.

D. Bonn moved to place the license on indefinite probation with no right to petition for modification for a period of one year, impose a civil penalty of \$1000, impose the cost of the proceedings, and require quarterly reports of sanitation. E. Lynch seconded the motion. Motion carried.

The board requested MS30903404 be inspected since it was issued at the same location without board consideration.

**MINUTE 10-07**

**ADMINISTRATIVE HEARING IN THE MATTER OF PHU DINH TRAN FOR AVIS NAILS, MS30600619, SBCE 07-01**

The board conducted an administrative hearing in the matter of Phu Dinh Tran for Avis Nails, MS30600619, SBCE 07-01.

D. Bonn moved to reinstate the license on indefinite probation with no right to request reinstatement for 4 years, pay all costs. Dr. Bushong seconded the motion. Motion carried.

**MINUTE 10-08**

**ADMINISTRATIVE HEARING IN THE MATTER OF PJ'S COLLEGE OF COSMETOLOGY, SC50800040, SBCE 08-26**

The board conducted an administrative hearing in the matter of PJ's College of Cosmetology, SC50800040, SBCE 08-26.

D. Weisheit moved to remove probation and reinstate to active status. Dr. Bushong seconded the motion. Motion carried.

**MINUTE 10-09**

**PERSONAL APPEARANCES AND CONSIDERATION OF APPLICATION FOR LICENSE RENEWAL**

Brandy R. Garner, BC29600588- D. Bonn moved to renew the license active. Dr. Bushong seconded the motion. Motion carried.

Alexis Riley, BC20500264 – D. Weisheit moved to renew the license on probation until her criminal probation is complete. D. Bonn seconded the motion. Motion carried.

Katie Wells, BC02386090 – D. Weisheit moved to renew on probation until her criminal probation is complete. D. Bonn seconded the motion. Motion carried.

**MINUTE 10-10****PERSONAL APPEARANCES AND CONSIDERATION OF LICENSE APPLICATION AND ISSUANCE**

D. Bonn moved to file a complaint against Cong T. Nguyen, MA20910150, due to the fact that it appears the person that applied for the license was not the person that took the examination based on the picture filed with the application and the picture taken at the test site for both attempts.

**MINUTE 10-11****PERSONAL APPEARANCE**

Long Nguyen for Pro Nails, MS30903122 failed to appear, however he did send a fax to the board indicating his current employees.

**MINUTE 10-12****CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 2-2-3(b), FIRST ATTEMPT EXAMINATION WITHIN ONE YEAR OF GRADUATION**

D. Weisheit moved to approve the request for waiver of 820 IAC 2-2-3(b), allowing her to apply for licensure based on her May 26, 2009 successful examination attempt in the matter of Whitney D. Smith. E. Lynch seconded the motion. Motion carried.

D. Bonn moved to approve the requests for waiver of 820 IAC 2-2-3(b), in the matter of Stephanie D. Hedge and allow her three months to sit for the examination. E. Lynch seconded the motion. Motion carried.

D. Bonn moved to approve the requests for waiver of 820 IAC 2-2-3(b), in the matter of Lela Kay Smith and allow her three months to sit for the examination. E. Lynch seconded the motion. Motion carried.

D. Bonn moved to approve the requests for waiver of 820 IAC 2-2-3(b), in the matter of Stephanie N. Reedy and allow her three months to sit for the examination. R. Bushong seconded the motion. Motion carried.

D. Demuth moved to amend the motion for Stephanie N. Reedy to grant the waiver of the three year requirement to graduate. D. Bonn seconded the motion. Motion carried.

**MINUTE 10-13****CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 2-2-3(b), FIRST ATTEMPT EXAMINATION WITHIN ONE YEAR OF GRADUATION AND COMPLETION OF THE EXAMINATION WITHIN THREE YEARS OF GRADUATION**

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) allowing her to apply for licensure based on her December 21, 2009 successful examination attempt in the matter of Valesha Brannon. D. Bonn seconded the motion. Motion carried.

**MINUTE 10-14****CONSIDERATION OF REQUESTS FOR WAIVER OF 820 IAC 2-2-3(b), COMPLETION OF THE EXAMINATION WITHIN THREE YEARS OF GRADUATION**

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow her six months to pass the examination in the matter of Audrey Granderson. E. Lynch seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow her three months to pass the examination in the matter of Amber N. Simpson. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow her three months to pass the examination in the matter of Tiffany Underwood. D. Bonn seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 2-2-3(b) and allow her three months to pass the examination in the matter of Danyelle Jones. D. Bonn seconded the motion. Motion carried.

**MINUTE 10-15****CONSIDERATION OF REQUEST FOR WAIVER OF 820 IAC 4-1-5(d)**

D. Weisheit moved to approve the requests for waiver of 820 IAC 4-1-5(d) in the matter of Francheska Bailey. E. Lynch seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 4-1-5(d) and allow her six months to graduate from cosmetology school in the matter of Ebonique Burgess. E. Lynch seconded the motion. Motion carried.

D. Weisheit moved to approve the requests for waiver of 820 IAC 4-1-5(d) in the matter of LaShafa Bailey. E. Lynch seconded the motion. Motion carried.

**MINUTE 10-16****CONSIDERATION OF REQUEST FOR WAIVER OF IC 25-8-7-3; IC25-8-12.6-3, IC25-8-7.2-3**

D. Weisheit moved to approve the request for waiver of the six month licensure requirement to manage a salon in the matter of Melanie D. Allen, BC21010651. Dr. Bushong seconded the motion. Motion carried.

D. Weisheit moved to deny the request for waiver of the six month licensure requirement to manage a salon in the matter of Christine G. Cote, MA20910569. Dr. Bushong seconded the motion. Motion carried.

D. Weisheit moved to approve the request for waiver of the six month licensure requirement to manage a salon in the matter of Tammy A. McKee, BC20909779. E. Lynch seconded the motion. Motion carried.

**MINUTE 10-17****GRANTING OR DENYING PETITIONS FOR REVIEW AND APPOINTMENT OF ADMINISTRATIVE LAW JUDGE**

D. Weisheit moved to grant the petitions for review and appoint D. Demuth as the Administrative Law Judge in the matter of Kelsey Dant, Lee R. Lucka, Justina Rodkey, Alexis C. Spencer, and Lindsey Kurth. E. Lynch seconded the motion. Motion carried.

D. Weisheit moved to approve the petition for review and appoint D. Demuth as the Administrative Law Judge in the matter of Ethel White. D. Bonn seconded the motion. Motion carried.

**MINUTE 10-18****DEPUTY ATTORNEY GENERAL'S REPORT**

No report.

**MINUTE 10-19****APPLICATION COMMITTEE REPORT**

D. Bonn moved to accept the following application committee report as follows. E. Lynch seconded the motion. Motion carried.

**COSMETOLOGY RECIPROCITY APPLICATIONS**

Duque, Carmen – Denied – license not valid in another jurisdiction (expired) – IC 25-8-4-2(a)(1)

Gall, Terri – Approved

Greene, Nashunda – Denied – no valid license in another jurisdiction (apprenticeship) – IC 25-8-4-2(a)(1)

Spiros, Kelly – Approved

**COSMETOLOGY EXAMINATION APPLICATIONS**

Columbus, Tara – Approved

Feltner, Dalton – Approved on probation – must submit monthly reports (letter from court or probation officer) indicating the status of probation

Figueiredo, Jessica – Tabled pending documentation from the next court date (January 22, 2010)

Holmes, Tara – Approved

Lay, Amber – Approved  
Morris, Betty – Approved  
Puterbaugh, Kimberly – Approved  
Ronco, Kristina – Denied – Incomplete application – IC 25-8-9-2

**COSMETOLOGIST PROVISIONAL APPLICATIONS**

Martinez, German – Denied – Unlicensed practice – IC 25-1-11-19(b)(2)  
Nunez-Ibarra, Angelica – Approved  
Rodriguez, Ascuncion – Approved  
Roth, Norma – Denied – Unlicensed practice – IC 25-1-11-19(b)(2)

**MANICURIST RECIPROCITY APPLICATIONS**

Le, Huy Thanh – Denied – graduated from a nail school not a cosmetology school – IC 25-8-11-4(3) & 820 IAC 4-4-5  
Nguyen, Quang V. – Denied – graduated from a nail school not a cosmetology school – IC 25-8-11-4(3) & 820 IAC 4-4-5  
Tran, Bryant L. – Denied – graduated from a nail school not a cosmetology school – IC 25-8-11-4(3) & 820 IAC 4-4-5  
Tran, Tron T. – Denied – graduated from a nail school not a cosmetology school – IC 25-8-11-4(3) & 820 IAC 4-4-5

**MANICURIST EXAMINATION APPLICATION**

Tran, Dung – Denied – Passed 3 years to take and pass the examination – 820 IAC 2-2-3(b)

**INSTRUCTOR EXAMINATION APPLICATIONS**

Fye, Christina – Approved  
Henke, Troy – Approved

**MANICURIST SALON APPLICATIONS**

B.R. Nails – Approved  
D.T. Nails – Approved

**MINUTE 10-20**

**RULES COMMITTEE REPORT**

The board considered a proposed draft for mobile salon rules.

**MINUTE 10-21**

**ADJOURNMENT**

There being no further business to discuss, the meeting adjourned at 3:50 p.m.

DATED: \_\_\_\_\_

\_\_\_\_\_  
DAVID DEMUTH, PRESIDENT

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ATTEST BY:  
TRACY HICKS, BOARD DIRECTOR